

rolls, and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half of the interest, as aforesaid.

The foregoing resolution was adopted by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

Upon motion, seconded and carried, the meeting was recessed at 12:10 P. M., subject to call of the Mayor.

APPROVED :

Tom Miller
MAYOR

ATTEST:

Dee McKeen
CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 8, 1943.

The City Council convened in Regular Session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, April 8, 1943, at 10:40 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; absent, Councilman Wolf.

There were present also: Walter E. Senholm, Acting City Manager; J. E. Matheral, City Engineer; J. M. Patterson, Acting City Attorney; and R. D. Thorp, Chief of Police.

The minutes of the Regular Meeting of April 1, 1943, were read, and upon motion of Councilman Alford, were adopted as read by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The application of Troy William Hickson, 704 East 13th Street, for a taxicab driver's permit, which had been recommended for denial by the Chief of Police, et al., was submitted. Mayor Miller moved that in view of the facts in the case, the permit be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The application of Walter Arthur Stewart, 1409 East 51st Street, for a taxicab driver's permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The application of Ben Madison Spears, 519 East Annie Street, for a taxicab driver's permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and

Mayor Miller; "nays," none; Councilman Wolf absent.

The application of Lyman Calvin Morrison, Jr., 1916 Barton Springs Road, for a renewal of his taxicab driver's permit, recommended for approval by the Acting City Manager, et al., was submitted. Councilman Bartholomew moved that the renewal be granted. The motion carried by the following vote: "yes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following resolution was offered by Councilman Gillis:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Councilman G. F. Alford and Councilman E. C. Bartholomew be, and they are hereby, appointed as a committee to canvass the returns of the election held in the City of Austin, Texas, on April 5, 1943, and they are hereby instructed to report to the City Council the result of such canvass.

Upon motion of Councilman Gillis, the resolution was adopted by the following vote: "yes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

Whereupon, Councilman Alford then offered the following resolution:

(RESOLUTION)

WHEREAS, By virtue of an election held in the City of Austin, Texas, on the 5th day of April, 1943, for the purpose of electing five Councilmen, the official returns from the election officials certify and show, and thereafter a canvass of said returns by the Committee appointed by the City Council to canvass said returns also show, that there were cast at said election a total of 2843 votes; and

WHEREAS, Said returns, and the canvass thereof, also show that the following named persons severally received the total votes set opposite their names, respectively, to-wit:

Chas. F. Alford	received	2369 votes
E. C. Bartholomew	received	2570 votes
Simon Gillis	received	2458 votes
Tom Miller	received	2364 votes
Oswald Wolf	received	1984 votes
E. P. Knebel	received	1528 votes
M. S. Apperson	received	1 vote
M. H. Crockett	received	1 vote
Mrs. A. L. Brandon	received	2 votes
Edmund Moritz	received	1 vote
C. A. Schutze	received	2 votes

Total vote cast at election 2843 :

and

WHEREAS, It appears that Chas. F. Alford, E. C. Bartholomew, Simon Gillis, Tom Miller, and Oswald G. Wolf have received the highest number of votes cast for councilmen at said election; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT, in accordance with said returns, as received and canvassed, the following named persons are hereby declared duly elected and authorized to qualify for the positions of councilmen for the City of Austin, for the term of two years, beginning May 1, 1943: Chas. F. Alford, E. C. Bartholomew, Simon Gillis, Tom Miller, and Oswald G. Wolf.

Upon motion of Mayor Miller, the resolution was adopted by the following vote: "yes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

Honorable Joe Carrington, Representative from Travis County, came before the Council and requested that the City authorize the inclusion of Austin-Travis County Tubercular Sanatorium in the amendment

to a bill pending in the House of Representatives, whereby the State of Texas would acquire the tubercular hospital at Laredo, Texas.

Following a discussion of the matter, it was the sense of the Council that said matter be left to the judgment of said Representative after further investigation by him of the merits of the pending bill.

A proclamation by the Mayor, proclaiming APRIL 14 as PAN-AMERICAN DAY, was unanimously approved by the Council.

The following applications for licenses to operate private boats, duly approved by the Lake Austin Navigation Board, were submitted:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Frederick, John H. - 2806 Wooldridge Drive	Penn-Yan, Row Boat, 1942 Model, 3-passenger
Jackson, W. E. - 3612 Bridle Path	Dixie, Clinker, 1939 Model, "NANNA", 6-passenger

Councilman Bartholomew moved that the licenses be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following applications for licenses to operate commercial boats, duly approved by the Lake Austin Navigation Board, were submitted:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Bennett Boat Docks - - Lake Austin	Home-made, Passenger, 4 years old, "US", U.S. Motors, 6-passenger
Bennett Boat Docks - - Lake Austin	Home-made, Passenger, 4 years old, "CARA-JO", Universal, 10-passenger
Bennett Boat Docks - - Lake Austin	Home-made, 5 years old, 5-passenger
Bennett Boat Docks - - Lake Austin	Home-made, Row Boat, 4 years old, 5-passenger
Bennett Boat Docks - - Lake Austin	Home-made, Row Boat, 4 years old, 5-passenger
Bennett Boat Docks - - Lake Austin	Wolverine, 5 years old, No Motor, 6-passenger
Bennett Boat Docks - - Lake Austin	Shelton, 4 years old, Inboard Motor, Brigg & Stratton, 6-passenger
Bennett Boat Docks - - Lake Austin	Disch-HM, 4 years old, Inboard Motor, Brigg & Stratton, 6-passenger
Bennett Boat Docks - - Lake Austin	Wolverine, No Motor, 5 years old, 6-passenger, Inboard Motor.
Bennett Boat Docks - - Lake Austin	Home-made, 4 years old, Inboard Motor, Brigg & Stratton, 6-passenger
Bennett Boat Docks - - Lake Austin	Home-made, 4 years old, Inboard Motor, Brigg & Stratton, 6-passenger
Bennett Boat Docks - - Lake Austin	Home-made, 4 years old, Brigg & Stratton, 6-passenger
Bennett Boat Docks - - Lake Austin	Home-made, 4 years old, Brigg & Stratton, 6-passenger (Two)

Councilman Bartholomew moved that the foregoing licenses be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following resolution was introduced by Councilman Gillis:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager, or in his absence the Acting City Manager, be and he is hereby authorized and directed in behalf of the City of Austin to execute a quitclaim deed to Hamilton A. Reilly, in

consideration of the payment of all taxes on Lot 1, Block 93, Original City of Austin, Travis County, Texas, which said property was sold to the City of Austin by tax deed dated November 27, 1878, recorded in Book No. 42, pages 98 and 99, of the Deed Records of Travis County, Texas.

Upon motion of Councilman Gillis, the foregoing resolution was adopted by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following resolution was introduced by Councilman Bartholomew:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager, or in his absence the Acting City Manager, be, and he is hereby authorized and fully empowered to enter into and execute for and in the name of the City of Austin, one certain written agreement between said City of Austin and the Texas Commission for the Blind, respecting a certain concession located in the Municipal Building of the City of Austin, a true copy of said agreement being attached hereto as a part hereof.

(LEASE AGREEMENT attached)

AGREEMENT BETWEEN THE AGENCY FOR THE BLIND AND
GRANTOR OF STAND IN OTHER THAN A FEDERAL BUILDING

AGREEMENT made this _____ day of _____, A. D. 1943.

BETWEEN City of Austin, hereinafter known as the GRANTOR, and Texas State Commission for the Blind, Land Office Building, Austin, Texas, hereinafter known as the GRANTEE.

The GRANTOR hereby grants to the GRANTEE for the period of one year from the date hereof, space within its premises as follows:

Enclosure located on first floor of Municipal Building, Austin, Texas, designated by Grantor as Vending Stand location, and agrees that the right to sell on these premises such articles as candy, gum, cigars, cigarettes, tobaccos, cold drinks, coffee, sandwiches, ice cream, and miscellaneous items, to employees and visitors shall belong exclusively to the GRANTEE.

The GRANTOR agrees to supply the light, heat and fuel necessary for the service and operation of this concession.

The GRANTOR further agrees that the GRANTEE may appoint an agent to conduct this business, and shall have the privilege of supervising this business, and of replacing the agent at will.

The GRANTOR agrees to install suitable equipment in the space provided by the GRANTOR, for the serving of the merchandise agreed upon to the employees and visitors of the building.

The GRANTEE further agrees to place in the stand a suitable agent in the person of a blind man or woman with such sighted assistants as may be necessary to carry on this business in a satisfactory manner, and to meet every requirement for quality of merchandise and proper service.

The GRANTEE will remove immediately any agent or employee of this concession stand who is unsuitable or unsatisfactory to the GRANTOR to carry on the business.

The GRANTEE further agrees that none of its agents shall be considered as employees of the GRANTOR, and the GRANTOR shall not be liable in any way for any injury sustained to the person of these agents.

The GRANTEE further agrees that the GRANTOR shall not be liable for any loss of property of the GRANTEE or of the agents thereof which might occur.

The GRANTEE further agrees that prices charged for merchandise shall not exceed regular retail prices.

The GRANTOR agrees to allow the GRANTEE to remove on the expiration of this agreement all property, fixtures and fittings installed and owned by the GRANTEE for the purpose of conducting the business before described.

It is expressly agreed that GRANTEE, his agents and employees, shall have the right to use the leased premises only on the days that the Municipal Building is open to the public.

GRANTEE agrees not to make any changes or alterations in said leased premises without the written consent of GRANTOR and on termination of said lease to restore said premises to its present condition, ordinary wear and tear excepted.

THIS AGREEMENT AND ALL ITS TERMS shall continue after the expiration of the above period subject to cancellation upon thirty (30) days' notice by either party, and shall inure to the benefit of and be binding upon the parties hereto, their successors and assigns.

IN WITNESS OF THIS AGREEMENT THE PARTIES HERETO have by their proper officers hereunto set their hands.

CITY OF AUSTIN
GRANTOR

By _____
Acting City Manager

STATE COMMISSION FOR THE BLIND

By _____
Executive Secretary

Witnesses:

Upon motion of Councilman Bartholomew, the foregoing resolution was adopted by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following resolution was submitted:

(RESOLUTION)

WHEREAS, City of Austin taxes were assessed in the name of Genardo Penn Briones, for the years 1928 through 1941 on E. 47' of Lot 11, Block 2, Outlot 2, 3, Division "B", in the City of Austin, Travis County, Texas, said taxes being for the sum of \$237.24, and for non-payment of same at maturity, penalty in the sum of \$11.86 has been assessed and interest in the sum of \$106.38, making the total amount of taxes, penalty, and interest, \$355.48; and

WHEREAS, The City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$11.86, and one-half of the interest in the sum of \$53.19; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$11.86 and one-half of the interest in the sum of \$53.19 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$11.86 and one-half of the interest in the sum of \$53.19 off his rolls, and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half of the interest, as aforesaid.

Upon motion, the foregoing resolution was adopted by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following resolution was submitted:

(RESOLUTION)

WHEREAS, City of Austin taxes were assessed in the name of Sophie Wendlandt, for the years 1929 through 1941, on S. 69' x 125' of Lot 4, Block 142, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$566.04 and for non-payment of same at maturity, penalty in the sum of \$28.30 has been assessed, and interest in the sum of \$236.75, making the total amount of taxes, penalty, and interest, \$830.69; and

WHEREAS, The City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$28.30, and one-half of the interest in the sum of \$118.17; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$28.30, and one-half of the interest in the sum of \$118.17, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$28.30 and one-half of the interest in the sum of \$118.17 off his rolls, and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half of the interest, as aforesaid.

Upon motion, the foregoing resolution was adopted by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following resolution was submitted:

(RESOLUTION)

WHEREAS, It has been determined that the assessment for taxes against the improvements on Lot 29, Outlet 1, Division "X", College Court Subdivision, in the City of Austin, Travis County, Texas, for the year 1942, assessed in the name of Clyde Roland Johnson, is excessive, and that same should now be corrected for said year; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the assessment for taxes on said property for the year 1942 be, and the same is hereby, reduced and corrected from the present assessed value of \$750.00 to \$365.00, and that the City Assessor and Collector of taxes is authorized and directed to make such change on the tax rolls.

Upon motion, the foregoing resolution was adopted by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following resolution was submitted:

(RESOLUTION)

WHEREAS, City of Austin taxes were assessed in the name of T. H. Neel for the year 1940 on liquor stock and furniture, for the year 1940 on package goods, and for the year 1941 on liquors, and for non-payment of same at maturity, penalty has been assessed, and interest has accrued as follows:

	<u>Taxes</u>	<u>Penalty</u>	<u>Interest</u>	<u>Total</u>
1940 Liquor stock & furniture & fixtures	\$13.74	\$.69	\$ 1.64	\$ 16.07
1940 Package goods	57.25	2.86	6.86	66.97
1941 Liquors	<u>57.25</u>	<u>2.86</u>	<u>3.44</u>	<u>63.55</u>
	\$128.24	\$ 6.41	\$11.94	\$146.59

and

WHEREAS, The City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$6.41 and one-half of the interest in the sum of \$5.97; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$6.41 and one-half of the interest in the sum of \$5.97 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$6.41 and one-half of the interest in the sum of \$5.97 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half of the interest, as aforesaid.

Upon motion, the foregoing resolution was adopted by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following resolution was submitted:

(RESOLUTION)

WHEREAS, City of Austin taxes were assessed in the name of B. F. Barnett for the years 1932 through 1941, on the N. W. 67' x 220' of Lot 3, Block 4, Outlet 34, 46, Division "O", Welch Subdivision, in the City of Austin, Travis County, Texas, and personal property, said taxes being for the sum of \$281.00, and for non-payment of same at maturity, penalty in the sum of \$14.05 has been assessed, and interest in the sum of \$92.58 has accrued, making the total amount of taxes, penalty and interest \$387.63; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$14.05 and one-half of the interest in the sum of \$46.29; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$14.05 and one-half of the interest in the sum of \$46.29 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and

directed to charge said penalty in the sum of \$14.05 and one-half of the interest in the sum of \$46.29 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half of the interest, as aforesaid.

Upon motion, the foregoing resolution was adopted by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

Upon motion, duly recorded and carried, the meeting was recessed at 11:35 A. M., subject to call of the Mayor.

Approved: Tom Miller
MAYOR

ATTEST:

Hallie M. Kellan
CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 15, 1943

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, April 15, 1943, at 11:00 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; absent, Councilman Wolf.

There were present also: Walter E. Seeholm, Acting City Manager; J. H. Patterson, Jr., Acting City Attorney; and R. D. Thorp, Chief of Police.

The minutes of the Regular Meeting of April 8, 1943, were read, and upon motion of Councilman Alford, were adopted as read by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The application of ROBERT EDWARD LEE PATTON, COLORED, 1715 South 1st Street, for a taxicab driver's permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Alford moved that the application be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The application of WALTER DEE COLLINS, 910 East 13th Street, for a taxicab driver's permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Alford moved that the application be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis,